

TENTATIVE RULINGS

CHILD SUPPORT CALENDAR

Date: 12/12/12

Wednesday

Dept.: 4

(Posted 12/11/12)

Tentative Rulings are proposed as orders to be issued at the hearing and are posted in advance for the convenience of the parties and their counsel. Each matter on calendar will be called and parties are expected to attend. For those matters where the parties are not ordered to appear and either the parties agree or no objection is made at the hearing, the Court routinely adopts the tentative ruling as the ruling in the matter.

For privacy purposes, on the publicly posted version of this document, the parties' last names have been replaced by keeping only the first letter followed by three x's (example, John Doe = John Dxxx).

1. **8:30 AM** Case: 12CS38684 [S] COUNTY OF BUTTE v Sxxx
Type: SUM'S & COMPL. RE PARENTAL OBL Date Filed: 08/14/12
Event: CSCSA'S MOTION RE SEEK EMPLOYMENT: \$2K

Tentative Ruling: The motion to seek work is granted as prayed for. The obligor is ordered to seek work (20 contacts/mo.) and submit proof of compliance on the form provided by the agency. A future court date to review compliance is set for Dept. 4 at 8:30AM on 3/13/13.

2. **8:30 AM** Case: CV18295 [S] COUNTY OF STANISLAUS v Bxxx
Type: REGISTRATION CALIF SUPPORT ORD Date Filed: 06/18/92
Event: CONTINUED REVIEW ON SEEK WORK EFFORTS & PAYMENTS

Tentative Ruling: Provided the obligor has shown compliance with the court's prior orders to pay support (\$135/mo.) or seek work (10 contacts/mo.), the prior orders remain in full force and effect except the monthly payment is increased to \$145/mo. The Support Agency is to release its hold on the obligor's driver's license for each month the obligor pays \$145. A future court date to review compliance is set for Dept. 4 at 8:30AM on 4/10/13.

3. **8:30 AM** Case: CV32497 [S] COUNTY OF CALAVERAS v Mxxx
Type: SUM'S & COMPL. RE PARENTAL OBL Date Filed: 03/16/06
Event: CSCSA'S MOTION RE SEEK EMPLOYMENT; \$2K

Tentative Ruling: The motion to seek work is granted as prayed for. The obligor is ordered to seek work (20 contacts/mo.) and submit proof of compliance on the form provided by the agency. A future court date to review compliance is set for Dept. 4 at 8:30AM on 3/13/13.

4. **8:30 AM** Case: CV18134 [S] COUNTY OF CALAVERAS v Txxx
Type: SUM'S & COMPL. RE PARENTAL OBL Date Filed: 05/01/92
Event: CSCSA'S MOTION RE SEEK EMPLOYMENT; \$55K

Tentative Ruling: The motion to seek work is granted as prayed for. The obligor is ordered to seek work (20 contacts/mo.) and submit proof of compliance on the form provided by the agency. A future court date to review compliance is set for Dept. 4 at 8:30AM on 4/10/13.

5. 8:30 AM Case: CV31077 [S] COUNTY OF SAN JOAQUIN v Pxxx
Type: REGISTRATION CALIF SUPPORT ORD Date Filed: 10/04/04
Event: CSCSA'S MOTION RE: SEEK EMPLOYMENT; \$91K

Tentative Ruling: The motion to seek work is granted as prayed for. The obligor is ordered to seek work (20 contacts/mo.) and submit proof of compliance on the form provided by the agency. A future court date to review compliance is set for Dept. 4 at 8:30AM on 4/10/13.

6. 8:30 AM Case: 11CS37517 [S] Vxxx v Vxxx
Type: REGISTRATION CALIF SUPPORT ORD Date Filed: 04/08/11
Event: CSCSA'S MOTION RE MODIFICATION OF CHILD SUPPORT & TO SEEK EMPLOYMENT

Tentative Ruling: The Child Support Agency has requested a modification of the child support order. The Agency has the burden of showing changed circumstances since the last support order. The motion is opposed by petitioner who alleges respondent has unreported income. There is no Income and Expense Declaration filed by the respondent. Unless the parties agree to modification, or sufficient evidence of changed circumstances is presented, the motion is denied.

7. 8:30 AM Case: 11CS37725 [S] Bxxx v Dxxx
Type: REGISTRATION CALIF SUPPORT ORD Date Filed: 06/24/11
Event: PETNR'S REQUEST FOR MODIFICATION OF CHILD SUPPORT

Tentative Ruling: There is no Tentative Ruling on this case as the moving party has not specified a requested child support amount or the sum owed for uncovered medical expenses.

8. 8:30 AM Case: 12CS38642 [S] Hxxx v Hxxx
Type: REGISTRATION CALIF SUPPORT ORD Date Filed: 07/24/12
Event: CSCSA'S MOTION RE JUDGMENT AND CHILD SUPPORT

Tentative Ruling: There is no Tentative Ruling on this case as it is unclear if the child's relative caregiver is a court ordered guardian. [Fam. § 3951.]

9. 8:30 AM Case: CV24620 [S] COUNTY OF CALAVERAS v Hxxx
Type: SUM'S & COMPL. RE PARENTAL OBL Date Filed: 01/09/98
Event: CSCSA'S MOTION RE MODIFICATION OF CHILD SUPPORT & TO SEEK EMPLOYMENT

Tentative Ruling: (1) The Child Support Agency has requested a modification of the child support order. The Agency has the burden of showing changed circumstances since the last support order. It appears the other parent objects to the modification and the defendant has not filed an Income and Expense Declaration. Unless the parties agree to modification, or sufficient evidence of changed circumstances is presented, the motion is denied. (2) The motion to seek work is granted as prayed for. The obligor is ordered to seek work (20 contacts/mo.) and submit proof of compliance on the form provided by the agency. A future court date to review compliance is set for Dept. 4 at 8:30AM on 3/13/13.

10. 8:30 AM Case: CV31592 [S] Wxxx v Wxxx
Type: DISSOLUTION WITH MINOR CHILDRE Date Filed: 04/11/05
Event: CSCSA'S MOTION RE MODIFICATION OF CHILD SUPPORT AND SEEK EMPLOYMENT

Tentative Ruling: (1) Petitioner has requested a modification of the child support order. Petitioner has the burden of showing changed circumstances since the last support order. The motion is opposed and the petitioner has failed to sufficiently explain the loss of employment and current economic circumstances. Unless the parties agree to modification, or sufficient evidence of changed circumstances is presented, the motion is denied. (2) The motion to seek work is granted as prayed for. The obligor is ordered to seek work (20 contacts/mo.) and submit proof of compliance on the form provided by the agency. A future court date to review compliance is set for Dept. 4 at 8:30AM on 3/13/13.

11. 8:30 AM Case: 12CS38240 [S] Bxxx v Bxxx
Type: REGISTRATION CALIF SUPPORT ORD Date Filed: 01/30/12
Event: CSCSA'S MOTION RE MODIFICATION OF CHILD SUPPORT,
HEALTH CARE, & EQUITABLE ADJUSTMENT

Tentative Ruling: (1) Respondent has requested a modification of the child support order. Respondent has the burden of showing changed circumstances since the last support order. The moving party has met the initial burden on the motion as there has been a change in child custody since the last order. Absent objection and contrary evidence by the parties, the court will grant the modification as outlined in the Agency pleading (CS=\$1367) effective 11/1/12. (2) The Agency's health insurance motion is granted. The parents must provide health insurance for each child named in this action if such insurance is available through an employer or otherwise at a reasonable cost. The parents shall share equally in the costs of any reasonably necessary uninsured medical/dental needs of their child. See Fam. Code § 4063. (3) Respondent obtained sole custody of the parties' children by agreement. Respondent is granted an equitable credit against any unpaid child support from 5/1/10 through 10/31/12.

12. **10:30 AM** Case: CV29542 [S] COUNTY OF CALAVERAS v Wxxx
Type: SUM'S & COMPL. RE PARENTAL OBL Date Filed: 04/30/03
Event: CSCSA'S CONTINUED MOTION TO DETERMINE ARREARS;
CONTINUED MOTION RE MOD OF CHILD SUPPORT & EQUITABLE ADJUSTMENT

Tentative Ruling: (1) This matter was continued to obtain an updated audit of defendant's child support obligation following the court's findings. There is no timely objection to the accounting and the court finds defendant's child support arrears are \$9,846.13 for March 2003 through September 18, 2012. (2) Arrears shall be collected at the rate of \$76/mo. until paid in full effective 12/1/12. (3) All other orders issued at the last hearing are affirmed.

END OF MORNING CALENDAR